

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.,
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASE(S) IN THE EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit, the plaintiffs and Ethicon, Inc., Johnson and Johnson, Tissue Science Laboratories Limited,¹ Sofradim Production,² Covidien LP,³ Boston Scientific Corporation, Cook Incorporated, Cook Biotech, Inc. and Cook Medical, Inc. to the extent they are named as Defendants, (collectively referred to as

¹ Tissue Science Laboratories Limited includes any incorrect or incomplete spellings of this Defendant, including Tissue Sciences Laboratories, Tissue Science Laboratories Ltd., Tissue Science Laboratories, Inc., Tissue Science Laboratories, Limited and Tissue Science Laboratories, Ltd.

² Sofradim Production SAS includes any incorrect or incomplete spellings of this Defendant, including Sofradim Corporation, Sofradim Corp., Sofradim Production, and Sofradim Production, SAS.

³ Covidien LP includes any incorrect or incomplete spellings of this Defendant, as well as any improperly named affiliates of this defendant, including Covidien Holding, Inc., Covidien Inc., Covidien Incorporated, Covidien International Finance, SA, Covidien LLC, Covidien Ltd., Covidien Trevoux, SCS, Covidien plc, Covidien, Inc., Covidien, LLC, and Covidien, PLC, Tyco Healthcare Group LP, TYCO Healthcare, Tyco Healthcare Group, L.P., Tyco International Ltd, United States Surgical Corporation, United States Surgical Corp., Floreane Medical Implants SA, Floreane Medical Implants, SA, Mareane, SA, Mareane SA, Medtronic PLC, International Technology, Inc., Medtronic MiniMed, Inc., Medtronic Puerto Rico Operations Co., Medtronic Sofamor Danek USA, Inc., Medtronic Sofamor Danek, Inc., Medtronic Sofamor Danek, USA, Inc., Medtronic USA, Inc., Medtronic, Inc. and Medtronic, Inc.

“Defendants”) have agreed to a settlement model with regard to Defendants. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket.

Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Defendants may submit an agreed order of dismissal with prejudice on or before October 31, 2017; if settlements are not finalized and dismissal orders are not submitted by October 31, 2017, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendants are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from the plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket Order filed at ECF No. ____.

s/ P. Leigh O'Dell

P. Leigh O'Dell
BEASLEY, ALLEN, CROW, METHVIN,
PORTIS & MILES, P.C.
P. O. Box. 4160
Montgomery, AL 36103
334-269-2343
leigh.odell@beasleyallen.com
Counsel for Plaintiffs

s/ Jon A. Strongman

Robert T. Adams
Jon A. Strongman
Shook, Hardy & Bacon, L.L.P.
2555 Grand Boulevard
Kansas City, Missouri 64108
(816) 474-6550
rtadams@shb.com
jstrongman@shb.com
Counsel for Boston Scientific Corporation

s/ Christy D. Jones

Christy D. Jones
BUTLER SNOW LLP
P.O. Box 6010
Ridgeland, MS 39158
601-948-5711
christy.jones@butlersnow.com
Counsel for Ethicon Defendants

s/ Deborah A. Moeller

DEBORAH A. MOELLER
Shook Hardy Bacon
2555 Grand Boulevard
Kansas City, MO 64108
(816) 474-6550
Counsel for Covidien Entities

s/ Douglas B. King,

Douglas B. King,
WOODEN McLAUGHLIN LLP
One Indiana Square, Suite 1800
Indianapolis, IN 46204-4208
Tel: (317) 639-6151
Fax: (317) 639-6444
Doug.King@WoodenMcLaughlin.com

*Counsel for Cook Incorporated, Cook
Biotech, Inc.
and Cook Medical, Inc.*

JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

Exhibit A - Beasley, Allen, Crow, Methvin, Portis & Miles, P.C.

2:12-cv-00337	Wolfe	v. Ethicon, Inc.
2:12-cv-00711	Harris	v. Ethicon, Inc. et al
2:12-cv-00787	Joplin	v. Ethicon, Inc. et al
2:12-cv-01788	McFarland et al	v. Ethicon, Inc. et al
2:12-cv-01845	Adams	v. Ethicon, Inc. et al
2:12-cv-02741	Bell et al	v. Ethicon, Inc. et al
2:12-cv-02816	Guidry	v. Ethicon, Inc. et al
2:12-cv-04258	Sullivan	v. Ethicon, Inc. et al
2:12-cv-04989	Nelson et al	v. Ethicon, Inc. et al
2:12-cv-05435	Carter et al	v. Ethicon, Inc. et al
2:12-cv-05703	Gray	v. Ethicon, Inc. et al
2:12-cv-06275	Manning et al	v. Ethicon, Inc. et al
2:12-cv-08595	Crom et al	v. Ethicon, Inc. et al
2:12-cv-08747	Templeton et al	v. Ethicon, Inc. et al
2:12-cv-09291	Smith	v. Ethicon, Inc. et al
2:12-cv-09799	Hunt	v. Ethicon, Inc. et al
2:13-cv-01883	Brewer et al	v. Ethicon, Inc. et al
2:13-cv-02643	Edlin et al	v. Ethicon, Inc. et al
2:13-cv-04055	Spell et al	v. Ethicon, Inc. et al
2:13-cv-04057	Tillman	v. Ethicon, Inc. et al
2:13-cv-04637	Ellis et al	v. Ethicon, Inc. et al
2:13-cv-06424	Davis	v. Ethicon, Inc. et al
2:13-cv-06505	Burke et al	v. Johnson & Johnson et al
2:13-cv-09910	Blevins et al	v. Ethicon, Inc. et al
2:13-cv-11157	Tijerina et al	v. Ethicon, Inc. et al
2:13-cv-11396	Owens	v. Ethicon, Inc. et al
2:13-cv-11916	Reeves	v. Ethicon, Inc. et al
2:13-cv-12897	Ryals	v. Ethicon, Inc. et al
2:13-cv-14065	Pittsley et al	v. Ethicon, Inc. et al
2:13-cv-14106	Sitten et al	v. Johnson & Johnson et al
2:13-cv-17584	Clark	v. Ethicon, Inc. et al
2:13-cv-17600	Ross et al	v. Ethicon, Inc. et al
2:13-cv-17649	Wells	v. Ethicon, Inc. et al
2:13-cv-20906	Barrett et al	v. Johnson & Johnson et al
2:13-cv-21066	Ramesy	v. Ethicon, Inc. et al
2:13-cv-21105	Wagon	v. Ethicon, Inc. et al
2:13-cv-21106	Hymas et al	v. Ethicon, Inc. et al
2:13-cv-21109	Randolph	v. Ethicon, Inc. et al
2:13-cv-21167	Potts et al	v. Johnson & Johnson et al
2:13-cv-21689	Yandell et al	v. Ethicon, Inc. et al
2:13-cv-21926	Webb	v. Ethicon, Inc. et al
2:13-cv-22092	Hird et al	v. Ethicon, Inc. et al
2:13-cv-23063	Henry et al	v. Ethicon, Inc. et al
2:13-cv-25783	Robetson et al	v. Ethicon, Inc. et al
2:13-cv-27325	Sherrill	v. Ethicon, Inc. et al

2:13-cv-30017	Jones et al	v. Ethicon, Inc. et al
2:13-cv-30368	Ernst et al	v. Ethicon, Inc. et al
2:14-cv-00324	Gilbert	v. Ethicon, Inc. et al
2:14-cv-00326	Glenn	v. Ethicon, Inc. et al
2:14-cv-00464	Ryan et al	v. Ethicon, Inc. et al
2:14-cv-07096	Cobb et al	v. Ethicon, Inc. et al
2:14-cv-11623	Romine	v. Ethicon, Inc. et al
2:14-cv-12816	Solis	v. Ethicon, Inc. et al
2:14-cv-13343	Ford et al	v. Ethicon, Inc. et al
2:14-cv-14691	Matthews et al	v. Ethicon, Inc. et al
2:14-cv-16969	Clark	v. Ethicon, Inc. et al
2:14-cv-20369	O'Connor	v. Ethicon, Inc. et al
2:14-cv-22721	Vela	v. Ethicon, Inc. et al
2:14-cv-26238	Daugherty et al	v. Ethicon, Inc. et al
2:14-cv-26798	Cannon et al	v. Ethicon, Inc. et al
2:15-cv-03436	Quesada et al	v. Ethicon, Inc. et al
2:15-cv-04816	Thompson	v. Ethicon, Inc. et al
2:15-cv-07512	Vick	v. Ethicon, Inc. et al
2:15-cv-07545	Waddill	v. Ethicon, Inc. et al
2:15-cv-07693	Winings	v. Ethicon, Inc. et al
2:15-cv-08696	Walker et al	v. Ethicon, Inc. et al
2:15-cv-11348	Robinson et al	v. Johnson & Johnson et al
2:15-cv-11875	Stevens	v. Ethicon, Inc. et al
2:15-cv-12356	Ponzoa	v. Ethicon, Inc. et al
2:15-cv-13123	Pezikian	v. Ethicon, Inc. et al
2:15-cv-16188	McSpadden	v. Ethicon, Inc. et al
2:15-cv-16615	Harris	v. Ethicon, Inc. et al
2:16-cv-01204	Collins	v. Ethicon, Inc. et al
2:16-cv-01921	Griffith et al	v. Ethicon, Inc. et al
2:16-cv-04335	Pate-Hancock	v. Ethicon, Inc. et al
2:16-cv-05804	Lawley et al	v. Johnson & Johnson et al
2:16-cv-06107	Saani	v. Ethicon, Inc. et al
2:16-cv-06115	Simpson	v. Ethicon, Inc. et al
2:16-cv-06464	Taylor et al	v. Johnson & Johnson et al
2:16-cv-07504	Shelton et al	v. Ethicon, Inc. et al